

#377844

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
Oscar D. Sandlin et al.)
Serial No. 10/656,553)
Filed September 6, 2003)
LONG-LASTING SCENTED PAINT AND)
METHOD FOR MAKING SAME)

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MAY 19 2006

DECLARATION OF Dale Ann Mahan

Submitted as a Declaration under 37 C.F.R. 1.131

1. I herewith state my name is Dale Ann Mahan.
2. In April 2001, I was responsible for cleaning apartments in the housing development entitled The Grande Reserve at Geist located at 8019 Glenway Drive, Indianapolis, Indiana 46236.
3. Unit 1601 had been occupied by smokers who vacated the Unit in March 2001. As a result, the Unit had a heavy smoke smell.
4. Despite repeated efforts, The Grande Reserve at Geist was unable to rid the Unit 1601 of the cigarette smoke smell that existed on the walls of the Unit.
5. On previous occasions, I used the Arm & Hammer carpet deodorizer having a potpourri scent, shown in photographs 1 and 2 attached to the amended Declaration of Bill Oltman submitted as a Declaration under 37 C.F.R. 1.131, filed in the above-identified U.S. patent application, in order to clean carpets in the apartment. The specific container shown in photographs 1 and 2 was provided to Bill Oltman by me.

6. In April 2001, Bill Oltman mixed some of the carpet deodorizer contained in the container shown in the previously mentioned photographs 1 and 2 with paint until the deodorizer was dispersed or distributed through the paint.

7. In April 2001, Bill Oltman then painted the wall of Unit 1601 with the paint mixture having the previously mentioned carpet deodorizer therein. Unit 1601 then had a potpourri scent and the previously existing smoke smell was eliminated

I, hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of any trademark application or any trademark registration issued thereon.

Dated: 12-29-05


Dale Ann Mahan